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Attorneys for Defendants

UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA
 SAN FRANCISCO DIVISION

| | | |
|------------------------------------|---|--------------------------------|
| HONGJUN YUAN; and MEIMEI FU, |) | No. C 07-3750 JL |
| |) | |
| Plaintiffs, |) | |
| |) | |
| v. |) | |
| |) | |
| MICHAEL CHERTOFF, Secretary, |) | DECLARATION OF MELANIE PROCTOR |
| Department of Homeland Security; |) | |
| ROBERT S. MUELLER, Director of the |) | |
| Federal Bureau of Investigation, |) | |
| |) | |
| Defendants. |) | |
| |) | |

I, Melanie Proctor, declare and state as follows:

1. I am employed by the United States Attorney's Office, Northern District of California, as an Assistant United States Attorney. My current employment address is 450 Golden Gate Avenue, Box 36055, San Francisco, California, 94102. I am the attorney assigned to the above-captioned matter.

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PROCTOR DECLARATION
 C 07-3750 JL

1 2. On Monday, September 24, 2007, I attempted repeatedly to access the CM/ECF
2 system to file Defendants' Answer to the Complaint. I made at least three attempts after 12:00 noon,
3 each attempt separated by an hour. Each time, I received an "HTTP 404 - file not found" error
4 message.

5 Signed this 25th day of September, 2007, in San Francisco, California.

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7 s/Melanie Proctor
8 MELANIE PROCTOR
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